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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

INTEL CORPORATION and APPLE INC.,

Plaintiffs,

v.

FORTRESS INVESTMENT GROUP LLC,
FORTRESS CREDIT CO. LLC, UNILOC
2017 LLC, UNILOC USA, INC., UNILOC
LUXEMBOURG S.A.R.L., VLSI
TECHNOLOGY LLC, INVT SPE LLC,
INVENTERGY GLOBAL, INC., IXI IP, LLC,
and SEVEN NETWORKS, LLC,

Defendants.

Case No. 3:19-cv-07651-EMC

**INTEL CORPORATION AND APPLE
INC.'S ADMINISTRATIVE MOTION TO
FILE OPPOSITION TO MOTION TO
DISMISS AND TO STRIKE
PLAINTIFFS' AMENDED COMPLAINT
UNDER SEAL**

1 In accordance with Civil Local Rules 7-11 and 79-5, Intel Corporation (“Intel”) and
 2 Apple Inc. (“Apple”) submit this motion for an order to seal limited portions of their Opposition to
 3 Defendants’ Joint Motion to Dismiss and Strike Plaintiffs’ Amended Complaint (“Opposition”).

4 As set forth in the Declaration of Mark D. Selwyn in Support of Intel and Apple’s
 5 Administrative Motion to File Opposition to Motion to Dismiss Under Seal (“Selwyn Decl.”),
 6 portions of the Opposition contain information about Intel’s license and/or patent purchase
 7 agreements with third parties, which the Court sealed in Intel and Apple’s Amended Complaint. *See*
 8 Selwyn Decl. ¶¶ 2-3; ECF No. 193 at 1. Public disclosure of information regarding the types of
 9 patents licensed or purchased and payment terms from Intel’s license agreements could negatively
 10 affect Intel’s future licenses and settlements. *Id.* ¶ 4; *see, e.g., Electronic Arts, Inc. v. United States*
 11 *District Court for the Northern District of California*, 298 Fed. App’x 568, 569 (9th Cir. 2008)
 12 (pricing terms, royalty rates, guaranteed minimum payment terms of licensing agreement constituted
 13 trade secret); *Powertech Tec., Inc., v. Tessera, Inc.*, No. C 11-6121 CW, 2012 U.S. Dist. LEXIS
 14 75831, at *5 (N.D. Cal. May 31, 2012) (compelling reasons to seal license agreement).

15 Portions of the Opposition also contain information regarding licensing negotiations between
 16 either Intel or Apple and one or more defendants or non-parties (“Interested Parties”), which the
 17 Court sealed in Intel and Apple’s Original Complaint and/or in Intel and Apple’s Amended
 18 Complaint. ECF No. 54 at 1; ECF No. 193 at 1; Selwyn Decl. ¶¶ 5-7.

19 For the foregoing reasons, Intel and Apple move to file under seal portions of the Opposition
 20 containing previously sealed information.

21
 22 DATED: October 27, 2020

Respectfully submitted,

23 By: /s/ Mark D. Selwyn

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CERTIFICATE OF SERVICE

On this 27th day of October 2020, I hereby certify that I caused the foregoing document entitled Intel Corporation and Apple Inc.'s Administrative Motion to File Opposition to Motion to Dismiss Under Seal to be filed via the court's CM/ECF system, which shall send notice to the counsel of record for the parties.

DATED: October 27, 2020

Respectfully submitted,

By: /s/ Mark D. Selwyn

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